

**IN THE
SUPREME COURT OF THE STATE OF CALIFORNIA**

**CITY AND COUNTY OF SAN
FRANCISCO, et al.,**

Petitioners,

v.

**MARK B. HORTON, in his official
capacity as State Registrar of Vital
Statistics, etc., et al.**

Respondents.

) Case No. S168078
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**SUBSTITUTION OF COUNSEL BY RESPONDENTS
MARK B. HORTON AND LINETTE SCOTT**

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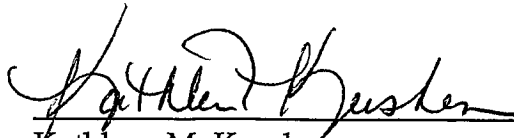
Attorneys for Respondents Mark B. Horton and Linette Scott

SUBSTITUTION OF COUNSEL


THE COURT AND ALL PARTIES ARE NOTIFIED THAT, pursuant to California Rule of Court 8.36, subdivision (b), Respondents Mark B. Horton, in his official capacity as State Registrar of Vital Statistics of the State of California and Director of the California Department of Public Health ("CDPH"), and Linette Scott, in her official capacity as Deputy Director of Health Information and Strategic Planning for CDPH, hereby substitute Kenneth C. Mennemeier and the law firm of *Mennemeier, Glassman & Stroud LLP* in place of California Attorney General Edmund G. Brown Jr. as their counsel in this matter. (The Attorney General remains as counsel for himself.) The law firm can be reached at the following address and telephone number:

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Dated: December 19, 2008


Kathleen M. Keeshen
Deputy Director and Chief Counsel
Office of Legal Services
California Department of Public Health

Dated: December 19, 2008


Kenneth C. Mennemeier
Mennemeier, Glassman & Stroud LLP

Case Name: *City and County of San Francisco v. Horton*

Case No: S168078

PROOF OF SERVICE

BY OVERNIGHT MAIL

I hereby declare:

I am a citizen of the United States and employed in Sacramento County, California; I am over the age of eighteen years, and not a party to the within action; my business address is 980 9th Street, Suite 1700, Sacramento, California 95814-2736. On December 19, 2008, I served the within documents:

**SUBSTITUTION OF COUNSEL BY RESPONDENTS
MARK B. HORTON AND LINETTE SCOTT**

by placing the document(s) listed above in a sealed Federal Express envelope and affixing a pre-paid air bill, and delivering to a Federal Express agent for delivery.

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on December 19, 2008, at Sacramento, California.

Angela Knight
(Type or Print Name)


(Signature)

SERVICE LIST FOR *CITY AND COUNTY OF SAN FRANCISCO v. HORTON*

CALIFORNIA SUPREME COURT CASE NO. S168078

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